

BOROUGH OF NORTH PLAINFIELD

AGENDA

REGULAR COUNCIL MEETING

North Plainfield Community Center
614 Greenbrook Road, North Plainfield, NJ

MONDAY, JUNE 13, 2022

(following 7:30 p.m. Board of Health Meeting)

ROLL CALL:

Council Members: Aimee Corzo
Suzette Given
Steven McIntyre
Everett Merrill
Keiona R. Miller
Wendy Schaefer
Frank "Skip" Stabile, Council President

Statement of Compliance as to Notice of Meeting

BOROUGH COUNCIL PROCLAMATION:

PRIDE MONTH

PUBLIC COMMENT

APPROVAL OF COUNCIL MEETING MINUTES:

Agenda Conference and Regular Meeting of May 23, 2022

Roll Call

RESOLUTIONS:

CONSENT AGENDA

Statement by Council President

Ms. Miller:

06-13-22-01 Approving Consent Agenda

Roll Call

CONSENT AGENDA RESOLUTIONS:

- a. Authorizing Amendment to Contract with CTS Contracting
- b. Authorizing Bike Sale by Police Dept.
- c. Authorizing NJDOT Grant re: Delacy Avenue
- d. Endorsing Energy Receipts Tax Revenue

- e. Authorizing Mayor and Borough Clerk to Act on Matters During Council Recess
- f. Authorizing Urban County Agreement with Somerset County
- g. Authorizing waiver and permissions regarding Independence Day Celebrations
- h. Approving Contract with Garden State Fireworks
- i. Approving the Consolidated Bill List of June 13, 2022

REPORTS:

April 2022 Monthly Police Report

COMMUNICATIONS:

NJ League of Municipalities	Various Newsletters and
Trenton, NJ	Communications
Somerset County Bd. of Commissioners	Various Newsletters and
Somerville	Communications
Plainfield Area Humane Society	Invoice
Plainfield, NJ	and Reports
NJ American Water Co., Voorhees, NJ	Newsdrop Newsletter
NJ Poison Control Center	Newsletter
New Brunswick	
Bryan Oakes, Jr., P.E. Mott MacDonald	Jefferson Ave. Sewer Project
Freehold, NJ	Bid Announcement
Walter Lane, Somerset County Planning Dir.	Planning Partners Forum
Somerville	
Tina Totten, North Plainfield	Green Brook Flood Control Meeting
Richard K. Phoenix, RMC	Memorial Day Exercises
Borough Clerk/Chief Operator WPQJ970	Radio Script
Karel E. West, Verizon, Hempstead, NY	Introductory Communication
Kimberly Cowart, Director	Urban County Cooperation Agreement
Somerset County Community Development	
Somerville	

REQUESTS FOR AGENDA ITEMS

PUBLIC COMMENT

General public comments shall be limited to five minutes for each individual.
(Rule 29 of the Borough Council's Rules of Order)

COMMENTS BY MAYOR, ADMINISTRATOR AND COUNCIL MEMBERS

ADJOURNMENT

CONSENT AGENDA

June 13, 2022

RESOLUTION NOS. 06-13-22-01a through 1i

RESOLUTION NO. 06-23-22-01

**BOROUGH OF NORTH PLAINFIELD
COUNTY OF SOMERSET
STATE OF NEW JERSEY**

BE IT RESOLVED by the Council of the Borough of North Plainfield that
resolutions numbered

06-23-22-01a, b, c, d, e, f, g, h & i

having been placed on the Consent Agenda and there having been no objection thereto, the
same are hereby approved.

Council President

Council Member

Introduced: June 13, 2022
Adopted: June 13, 2022

RESOLUTION NO. 06-13-22-01a

**BOROUGH OF NORTH PLAINFIELD
COUNTY OF SOMERSET
STATE OF NEW JERSEY**

**RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE
MAYOR AND BOROUGH CLERK TO EXECUTE AMENDMENTS TO THE
CONTRACT WITH CTS GROUP AWARDED IN RESOLUTION NO. 07-12-
21-08a TO INCLUDE BIDDING ASSISTANCE SERVICES PERTAINING TO
PREPARATION OF REVISED DRAWINGS AND SPECIFICATIONS FOR
PROPOSALS FOR BUILDING IMPROVEMENTS TO PREVENT THE
SPREAD OF THE COVID-19 VIRUS.**

WHEREAS, the Borough of North Plainfield is in need of certain improvements to Municipal Buildings throughout the Borough as part of an effort to prevent the spread of the novel coronavirus; and,

WHEREAS, the Borough of North Plainfield adopted Resolution No. 07-12-21-08a on July 12, 2021 which approved a proposal from CTS Group Architectural Planning, PA (“CTS Group”) to design, plan and oversee improvements to the Vermeule Mansion at 614 Greenbrook Road, the North Plainfield Memorial Library at 6 Rockview Avenue, and the Vermeule Community Center at 614 Greenbrook Road related to the 2019 CDBG-CV3 Public Facilities Project (the “Project”); and,

WHEREAS, the Borough of North Plainfield has determined that the project should be rebid; and,

WHEREAS, in an effort to rebid the Project, the Project will be separated into two (2) smaller projects consisting of (1) Minor Toilet Room Improvements for Location A, Vermeule Mansion, Location B, North Plainfield Memorial Library, and Location C, Vermeule Community Center, and (2) New Public Courtyard, Vermeule Community Center; and,

WHEREAS, the contract previously approved pursuant to Resolution No. 07-12-21-08a for CTS Group to provide the Contract Design Documents requires amendment in order to include Bidding Assistance, which will allow for revision and repackaging of drawings and specifications for each project as they will now be specified, the rebidding process as well as additional time for contract administration to support two (2) separate projects; and,

WHEREAS, the additional contract compensation to CTS Group for Bidding Assistance is proposed as follows:

Minor Toilet Room Improvements Bidding Assistance	\$ 945.00
<u>Construction Support Services</u>	<u>\$3,928.50</u>
Subtotal	\$4,873.50
 New Public Courtyard Bidding Assistance	 \$1,155.00
<u>Construction Support Services</u>	<u>\$4,801.50</u>
Subtotal	\$5,956.50
 Total Additional Fee Proposal for Bidding Assistance	 \$10,830.00; and,

WHEREAS, the amount of the proposed additional fees for Bidding Assistance does not exceed twenty percent (20%) of the original contract amount of One Hundred Nineteen Thousand Four Hundred Dollars (\$119,400.00) approved in Resolution No. 07-12-21-08a, and therefore the contract with CTS Group does not have to be rebid; and,

WHEREAS, all other terms and conditions set forth in Resolution 07-12-21-08a are proposed to remain in effect:

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that the Borough Council hereby accepts the proposal for amendments to the original contract awarded on July 12, 2021 under Resolution 07-12-21-08a, to add Bidding Assistance submitted by CTS Group Architectural Planning, PA ("CTS Group") in the amount of Ten Thousand Eight Hundred and Thirty Dollars (\$10,830.00) in accordance with the Proposal submitted by CTS Group dated May 19, 20221, and attached hereto as if made a part of this Resolution; and,

BE IT FURTHER RESOLVED that all other terms and conditions set forth in Resolution 07-12-21-08a shall remain in effect; and,

BE IT FURTHER RESOLVED that the Borough Council hereby authorizes the Mayor and the Borough Clerk to sign and/or execute any and all other necessary documents related to the acceptance of this Proposal and Payment for the services CTS Group Architectural Planning PA, LLC, for Building Improvement Projects as set forth above; and,

BE IT FURTHER RESOLVED that the payment for these services shall be subject to the certification of the Borough's Chief Financial Officer as to the availability of funds for payment for same.

Frank A. "Skip" Stabile
Council President

Council Member

Introduced: June 13, 2022

Adopted: June 13, 2022

CERTIFICATION

I, Richard K. Phoenix, Municipal Clerk of the Borough of North Plainfield, County of Somerset, State of New Jersey, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Borough Council at a regular meeting of the Borough Council held on June 13, 2022.

Richard K. Phoenix, R.M.C.
Borough Clerk
Borough of North Plainfield

Date signed:

RESOLUTION NO. 06-13-22-01b

**BOROUGH OF NORTH PLAINFIELD
COUNTY OF SOMERSET
STATE OF NEW JERSEY**

WHEREAS, tangible personal property has come into the possession of the Police Department of the Borough of North Plainfield by finding or recovery; and

WHEREAS, the whereabouts of the owners of said property are unknown and cannot be ascertained; and

WHEREAS, said property has not been disposed of and has been in the possession of the Police Department for at least six (6) months; and

WHEREAS, *N.J.S.A. 40A:14-157* provides for the sale of said tangible property at public auction;

NOW, THEREFORE, BE IT RESOLVED, that the Police Department be and hereby is authorized and directed to sell said tangible personal property at a public auction to be held on Saturday, July 9, 2022, starting at 10:00am and ending at 2:00pm, at the North Plainfield Department of Public Works Facility, located at 254 Steiner Place North Plainfield, NJ 07060;

BE IT FURTHER RESOLVED that any monies received as a result of said auction shall be paid into the general municipal treasury in accordance with the provisions of *N.J.S.A. 40A:14-157*.

BE IT FURTHER RESOLVED that the Borough Clerk shall cause a notice of said auction, designating the time and place therefore, to be published in an official newspaper of the Borough not less than ten (10) days prior to the date of said public auction.

Council President

Council Member

Introduced: June 13, 2022

Adopted: June 13, 2022

RESOLUTION NO. 06-13-22-01c

**BOROUGH OF NORTH PLAINFIELD
COUNTY OF SOMERSET
STATE OF NEW JERSEY**

**APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A
GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF
TRANSPORTATION FOR THE DELACY AVENUE
IMPROVEMENT PROJECT.**

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of North Plainfield formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as **MA-2023-Delacy Avenue Improvements - NJDOT 20 - 00079** to the New Jersey Department of Transportation on behalf of the Borough of North Plainfield.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of North Plainfield and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approved the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Borough Council of North Plainfield.
On this 13th day of June, 2022

Richard K. Phoenix, Borough Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

Richard K. Phoenix, Borough Clerk

Council President

**RESOLUTION NO. 06-13-22-01d
BOROUGH OF NORTH PLAINFIELD
COUNTY OF SOMERSET
STATE OF NEW JERSEY**

Urging the Swift Passage of S-330 which restores Energy Tax Receipts

WHEREAS, taxes on gas and electric utilities were originally collected by the host municipalities to be used for local purposes and to compensate the public for the use of their rights of way; and

WHEREAS, when the State made itself the collection agent for these taxes, it promised to dedicate the proceeds to municipal property tax relief; since, just as municipalities collect property taxes for the benefit of school districts, counties, and other entities, the State is supposed to collect Energy Taxes for the benefit of municipal governments; and

WHEREAS, for years, though, State budget makers have diverted funding from Energy Taxes to fund State programs; and instead of being spent on local programs and services and used to offset property taxes, the money has been spent as successive Legislatures and Administrations have seen fit; and

WHEREAS, the diversion of dedicated energy tax receipts to the State's General Fund further jeopardizes this critical property tax relief funding in future years; and

WHEREAS, by reducing Consolidated Municipal Property Tax Relief Act (CMPTRA), which is also comprised of revenues that should be returned to municipalities, State Budget makers have been able to continue collecting Energy Taxes, while keeping additional revenue that should have been returned to provide property tax relief; and

WHEREAS, the cumulative impact of years of underfunding has left many municipalities with serious needs and burdensome property taxes; and

WHEREAS, local elected officials are in the best position to decide the best use of these resources, which were always intended to fund local programs and services; and

WHEREAS, Senator Singleton and Senate President Scutari have introduced legislation (S-330) that will restore, over a five-year period, Energy Tax Receipts to municipalities;

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Borough of North Plainfield in the County of Somerset urges the Legislature to swiftly pass this legislation and Governor Murphy sign the legislation prior to passage of the FY2023 State budget; and

BE IT FURTHER RESOLVED that a copy of this Resolution is forwarded to Assemblymembers Linda Carter, James Kennedy, State Senator & President Nicholas Scutari, Assembly Speaker Coughlin, Governor Murphy and the League of Municipalities.

Introduced: June 13, 2022

Adopted: June 13, 2022

Council President

Council Member

CERTIFICATION

I, Richard K. Phoenix, Municipal Clerk of the Borough of North Plainfield, County of Somerset, State of New Jersey, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Borough Council at a meeting of the Borough Council held on June 13, 2022.

Richard K. Phoenix, R.M.C.
Borough Clerk
Borough of North Plainfield

Date signed: June 13, 2022

RESOLUTION NO. 06-13-22-01e

**BOROUGH OF NORTH PLAINFIELD
COUNTY OF SOMERSET
STATE OF NEW JERSEY**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE
BOROUGH OF NORTH PLAINFIELD AUTHORIZING
THE MAYOR AND/OR THE MAYOR AND BOROUGH
CLERK AND/OR THE BOROUGH ADMINISTRATOR TO
ACT ON AND/OR EXECUTE AGREEMENTS ON BEHALF
OF THE BOROUGH DURING THE TIME THE BOROUGH
COUNCIL IS NOT IN SESSION.**

WHEREAS, there are certain periods of time when the North Plainfield Borough Council is not in session and no meetings are scheduled and/or held by the Borough Council; and,

WHEREAS, during such time when the Borough Council is not in session, or where otherwise appropriate and/or necessary, certain actions may need to be taken by the Borough of North Plainfield with respect to paying bills, executing agreements and other such items; and,

WHEREAS, during this period, from this date through September 12, 2022, the Borough Council has tentatively scheduled meetings for June 27, 2022, July 11, 2022, August 15, 2022 and September 12, 2022 only; and,

WHEREAS, the Borough wishes to authorize the Mayor and/or Mayor and Borough Clerk and/or the Borough Administrator to take any and all such necessary actions on behalf of the Borough during the time the Borough Council is not in session including, but not limited to, the paying of bills and executing agreements on behalf of the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of North Plainfield, County of Somerset, State of New Jersey that the Mayor and/or the Mayor and Borough Clerk and/or the Borough Administrator are hereby authorized to pay bills, execute any and all agreements and/or take any other action on behalf of the Borough that becomes necessary during the time the Borough Council is not in session and no meetings are scheduled and/or held by the Borough Council.

Frank A. "Skip" Stabile
Council President

Council Member

Introduced: June 13, 2022
Adopted: June 13, 2022

CERTIFICATION

I, Richard, K. Phoenix, Municipal Clerk of the Borough of North Plainfield, County of Somerset, State of New Jersey, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Borough Council at a regular meeting of the Borough Council held on June 13, 2022.

Richard K. Phoenix, R.M.C.
Borough Clerk, Borough of North Plainfield

Date signed: _____

RESOLUTION NO. 06-13-22-01f

**RESOLUTION ACKNOWLEDGING AUTOMATIC RENEWAL OF 2020-2022 URBAN
COUNTY COOPERATION AGREEMENT FOR PARTICIPATION IN SOMERSET COUNTY'S
COMMUNITY DEVELOPMENT BLOCK GRANT AND
HOME INVESTMENT PARTNERSHIP PROGRAM ACTIVITIES**

WHEREAS, Title I of the Housing and Community Development Act of 1974 provides for substantial federal funds being made available to certain urban counties for use therein; and

WHEREAS, the Community Development Block Grant and the HOME Investment Partnership Programs have benefited the County as a whole and have provided a unique opportunity for inter-local cooperation; and

WHEREAS, the programs have provided substantial benefits to persons of low and moderate income including the elderly and disabled, and that these benefits would be lost without a renewal of the County cooperation agreement; and

WHEREAS, Borough of North Plainfield desires to preserve benefits of the Community Development Block Grant and the HOME Investment Partnership Programs for the County by renewing its participation in the Somerset County Urban County Consortium; and

WHEREAS, the Shared Services and Consolidation Act (NJSA 40A:65-1) provides a mechanism through which counties and municipalities may enter into agreements for the provision of joint services; and

WHEREAS, NJSA 40A:65-1 provides that authorization for participation in such a cooperative program must be by resolution:

NOW, THEREFORE, BE IT RESOLVED, by Borough of North Plainfield, located in Somerset County, New Jersey, that:

1. It does hereby authorize continued participation in the Somerset County Urban County Consortium.
2. It does hereby authorize, ratify and confirm a certain agreement (hereinafter referred to as "Contract") between the Borough of North Plainfield and Somerset County entitled "Cooperation Agreement for the Somerset County, NJ Urban County 2023-2025 Qualification Period". This agreement shall automatically renew in every successive qualification period unless Borough of North Plainfield elects to be excluded and proper notice is provided to HUD and Somerset County.
3. It hereby authorizes full participation by the Borough of North Plainfield in all aspects of the activities provided for within said Contract pursuant to the terms and conditions as more fully set forth in said Contract.
4. It hereby incorporates the Cooperation Agreement for the 2023-2025 Qualification Period into this Resolution by reference, as if fully set forth herein.
5. The Mayor and Municipal Clerk are hereby authorized to execute the Contract with the County and copy of said Contract will remain filed in the Office of the Municipal Clerk for public inspection.

APPROVED this _____ day of _____, 2022.

Attest: Richard Phoenix, Municipal Clerk

Approved: Mayor Lawrence La Ronde

Approved: Frank 'Skip' Stabile

CERTIFICATION:

I hereby certify that this is a true and correct copy of Resolution No. 06-13-22-03g adopted by the Borough Council of North Plainfield on 13 June 2022.

Richard Phoenix, Municipal Clerk

RESOLUTION NO. 06-13-21-01g

**BOROUGH OF NORTH PLAINFIELD
COUNTY OF SOMERSET
STATE OF NEW JERSEY**

BE IT RESOLVED by the Council of the Borough of North Plainfield that it does hereby grant permission for the public display of fireworks on July 9, 2022 with a rain date of July 10, 2022; and

BE IT FURTHER RESOLVED that all appropriate permissions, clearances and conventions appertaining to the traditional North Plainfield Independence Day Parade be granted and appropriately applied to the scheduled municipal festivities of Monday, July 4, 2022; and

BE IT FINALLY RESOLVED that any fees regarding these municipally sponsored activities are hereby waived.

Council President

Council Member

Introduced: June 13, 2022
Adopted; June 13, 2022

RESOLUTION NO. 06-13-22-01h

**BOROUGH OF NORTH PLAINFIELD
COUNTY OF SOMERSET
STATE OF NEW JERSEY**

BE IT RESOLVED by the Council of the Borough of North Plainfield that it does hereby authorize the Mayor and Borough Clerk to execute an Agreement with Garden State Fireworks, Inc., P.O. Box 403, 383 Carlton Road, Millington, NJ 07946-2002 for the public display of fireworks on July 9, 2022 with a rain date of July 10, 2022 for an amount not to exceed \$15,000.00.

Council President

Council Member

Introduced: June 13, 2022

Adopted: June 13, 2022

RESOLUTION NO. 06-13-22-01i

**BOROUGH OF NORTH PLAINFIELD
COUNTY OF SOMERSET
STATE OF NEW JERSEY**

BE IT RESOLVED by the Council of the Borough of North Plainfield that the attached bills of the accounts named and for the amounts stated, having been duly audited and found to be correct as of this 13rd day of June, 2022 the same be paid; and that the Mayor and Chief Financial Officer are hereby authorized to sign and deliver warrants for the same.

Council President

Council Member

Introduced: June 13, 2022
Adopted: June 13, 2022